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1/28/03  
INTELLECTUAL PROPERTY LAW  
(PATENT, BIOTECHNOLOGY, COMPUTER,  
TRADEMARK & TRADE SECRET LAW)

**Application Number: 09/355,793**  
**Filing Date.: September 21, 1999**  
**First Named Inventor: Blaser**  
**Group Art unit: 1645**  
**Examiner Name: Portner, V**  
**Attorney Docket No.: D5979**

**THE ASSISTANT COMMISSIONER FOR PATENTS**  
**BOX RCE**  
**WASHINGTON, D.C. 20231**

**REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL**

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

1. Submission required under 37 C.F.R. § 1.114:
  - a. ☒ Previously submitted
    - i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on December 31, 2002
    - ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
    - iii. ☐ Other
  - b. ☐ Enclosed.
    - i. ☐ Amendment/Reply
    - ii. ☐ Affidavit(s)/Declarations
    - iii. ☐ Information Disclosure Statement (IDS)
    - iv. ☐ Other

## 2. Miscellaneous:

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of
- b. ☐ Other:

## 3. Fees:

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 07-1185
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☐ Extension of time fee
- iii. ☐ Other
- b. ☐ Check in the amount of \$  enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed).

DATE:

Jan 21, 2003

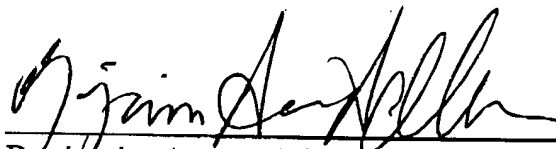
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January 21, 2003

**FACSIMILE COVER SHEET**

OFFICIAL

PLEASE DELIVER TO: Ex. K. Portner

COMPANY: Art Unit 1645, USPTO

FACSIMILE NUMBER: 703/308-4242

NUMBER OF PAGES (COUNTING COVER SHEET): 4

FROM: Benjamin Aaron Adler, Ph.D., J.D.

MESSAGE: Please deliver to Examiner V. Portner. Attached is a Request for Continued Examination for U.S.S.N. 09355,793.

**CONFIDENTIALITY NOTICE:** Unless otherwise indicated or obvious from the nature of this transmittal, the information contained in this facsimile is attorney privileged and confidential information intended for the use of the individual or entity named above. If the reader is not the intended recipient or an employee or agent responsible for delivery, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you receive this communication in error, please immediately notify Benjamin Adler at 713/270-5391 and promptly return the facsimile. Thank you.

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****APPLICANT: Blaser et al.****§ ART UNIT: 1645****FILED: September 21, 1999****§****SERIAL NO.: 09/355,793****§****§ EXAMINER:****§****Portner, V****§****FOR: Means for Delivering Antigens  
for Vaccination with A Live Vector****§****§ DOCKET: D5979**

Assistant Commissioner for Patents

**BOX RCE**

Washington, DC 20231

**Certificate of Facsimile Transmission**

I certify that the following correspondence was transmitted via Facsimile to Examiner Portner at (703) 308-4242 at the Patent Office on the date indicated below.

1. Request for Continue Examination (RCE) Transmittal.

Jan 21, 2003  
Date

Benjamin Aaron Adler  
Benjamin Aaron Adler, Ph.D., J.D.